

AMENDED IN SENATE APRIL 18, 2007

AMENDED IN SENATE MARCH 27, 2007

SENATE BILL

No. 473

Introduced by Senator Cox

February 21, 2007

An act to add Section 11006 to the Government Code, relating to state agencies.

LEGISLATIVE COUNSEL'S DIGEST

SB 473, as amended, Cox. State agencies: fingerprinting vendors.

Existing law requires the Department of Justice to establish and implement a certification program in the Department of Justice for processing fingerprint-based criminal background clearances on individuals who roll fingerprints. Existing law requires the Department of Justice to work with applicant regulatory entities to improve and make more efficient the criminal offender record information request process related to employment, licensing, and certification background investigations.

~~This bill would require state agencies that require fingerprinting services for non-law-enforcement purposes to accept electronic fingerprint impressions from any live scan provider certified by the Department of Justice to roll fingerprint impressions. The bill also would require any state agency that identifies a Live Scan fingerprinting services provider on its own Web site to also include a list of all fingerprinting services providers certified by the Department of Justice or to provide a link to the Department of Justice's Web site that lists all certified live scan fingerprinting services providers.~~

This bill would prohibit a state agency that requires fingerprinting for any non-law-enforcement purpose from requiring or directing the

use of specified Live Scan fingerprinting service providers certified by the Department of Justice to roll fingerprint impressions. The bill also would authorize state agencies to identify on their Web sites a list of Live Scan fingerprinting service providers certified by the Department of Justice, and if a state agency chooses to do so, it would be required to provide a link to the Department of Justice's Web site that lists all certified Live Scan fingerprinting service providers.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 11006 is added to the Government Code,
2 to read:

3 ~~11006. (a) Notwithstanding any other provision of law, any~~
4 ~~state agency that requires fingerprinting services for~~
5 ~~non-law-enforcement purposes shall accept electronic fingerprint~~
6 ~~impressions from any live scan fingerprinting service provider~~
7 ~~certified by the Department of Justice to roll fingerprint~~
8 ~~impressions as provided for under Section 11102.1 of the Penal~~
9 ~~Code.~~

10 ~~(b) Any state agency that identifies a live scan fingerprinting~~
11 ~~services provider on its own Web site shall also include a list of~~
12 ~~all fingerprinting services providers certified by the Department~~
13 ~~of Justice or shall provide a link to the Department of Justice's~~
14 ~~Web site that lists all certified live scan fingerprinting services~~
15 ~~providers.~~

16 *11006. (a) Notwithstanding any other provision of law, no*
17 *state agency that requires fingerprinting for any*
18 *non-law-enforcement purpose shall require or direct the use of*
19 *specified Live Scan fingerprinting service providers certified by*
20 *the Department of Justice to roll fingerprint impressions, as*
21 *provided for under Section 11102.1 of the Penal Code.*

22 *(b) A state agency may identify on its Web site a list of Live*
23 *Scan fingerprinting service providers certified by the Department*
24 *of Justice. If a state agency does identify on its Web site a list of*
25 *Live Scan fingerprinting service providers certified by the*
26 *Department of Justice, then it shall provide a link to the*

- 1 *Department of Justice's Web site that lists all certified Live Scan*
- 2 *fingerprinting service providers.*

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